

STATE OF CALIFORNIA  
STATE WATER RIGHTS BOARD

In the Matter of Application 16342 )  
of the City of San Diego to )  
Appropriate from Italian Slough in )  
the Sacramento-San Joaquin Delta )  

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Decision D 1019

ADOPTED JUN 30 '61

DECISION DENYING APPLICATION

The City of San Diego filed Application 16342 on April 26, 1955, for a permit to appropriate unappropriated water from Italian Slough for municipal, industrial, irrigation, domestic, and other incidental uses within the City of San Diego and adjacent areas.

Protests having been received, a public hearing was convened before the Board on April 11, 1961, at Sacramento, California. Other applications to appropriate water from channels of the Sacramento-San Joaquin Delta were also set for hearing at the same time, including Application 15764 of the United States to appropriate water for the San Luis Unit of the Central Valley Project.

The applicant appeared and requested that proceedings upon its application be held in abeyance until the expiration of 91 days after adjournment of the 1961 General Session of the State Legislature and the decree of the United States Supreme Court in Arizona v. California becomes final (RT 209).

The motion was submitted upon the understanding that the City would not present evidence in support of its application, even though the motion for deferment might be denied (RT 221).

Due consideration having been given to the reasons advanced by the applicant for deferment of hearing, the Board finds that no cause for deferment has been shown. On the contrary, it is necessary in the public interest to dispose of all applications promptly which might conflict with Application 15764 of the United States in order that water rights for the San Luis Unit might be established pursuant to State law and thus permit construction of said unit without delay. Other applicants who requested deferment of action on their applications agreed to subordinate their priorities in favor of the application of the United States in order to remove possible conflicts, but the City of San Diego refused to do so. Therefore, the motion of the City of San Diego for deferment is denied.

The applicant having appeared and offered no evidence in support of its application, the Board finds that the application should be denied.

NOW, THEREFORE, IT IS ORDERED that Application 16342 be, and the same is, denied, and all rights thereunder are terminated forthwith.

Adopted as the decision and order of the State Water Rights Board at a meeting duly called and held at Sacramento, California, this \_\_\_\_\_ day of \_\_\_\_\_, 1961.

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Kent Silverthorne, Chairman

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Ralph J. McGill, Member

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W. A. Alexander, Member